UNITED
NATIONS

A

General Assembly

Distr.
LIMITED

A/C.3/50/L.27
22 November 1995

ORIGINAL: ENGLISH

Fiftieth session
THIRD COMMITTEE
Agenda item 107

ADVANCEMENT OF WOMEN

Argentina, Armenia, Costa Rica, Dominican Republic, Guinea-Bissau, Nicaragua, Peru and Philippines: draft resolution

Violence against women migrant workers

The General Assembly,

Recalling its resolutions 47/96 of 16 December 1992, 48/110 of 20 December 1993 and 49/165 of 23 December 1994, as well as Commission on the Status of Women resolutions 38/7 of 18 March 1994 1/ and 39/7 of 31 March 1995 2/ and Commission on Human Rights resolution 1995/20 of 24 February 1995, 3/

Taking note of the report of the Secretary-General, 4/

Taking note also, with concern, of the report of the Working Group on Contemporary Forms of Slavery of the Subcommission on Prevention of Discrimination and Protection of Minorities on its twentieth session, in particular its observations with respect to the treatment of migrant workers,

---

1/ Official Records of the Economic and Social Council, 1994, Supplement No. 7 (E/1994/27), chap. I, sect. C.

2/ Ibid., 1995 Supplement No. 6 (E/1995/26), chap. I, sect. C.

3/ Ibid., Supplement No. 3 (E/1995/23 and Corr.1 and 2), chap. II.

4/ E/CN.4/1995/42.

Acknowledging the preliminary report of the Special Rapporteur of the Commission on Human Rights on violence against women, its causes and its consequences, 4/

Stressing that the promotion of the human rights of women constitutes an integral part of human rights activities of the United Nations, as reaffirmed in the Vienna Declaration and Programme of Action, adopted in 1993 by the World Conference on Human Rights, 5/

Affirming the Programme of Action of the International Conference on Population and Development, held at Cairo from 5 to 13 September 1994, 6/ which called upon all countries to take full measures to eliminate all forms of exploitation, abuse, harassment and violence against women,

Welcoming the Declaration and Programme of Action of the World Summit for Social Development, held at Copenhagen from 6 to 12 March 1995, 7/ which declared that countries should take concrete measures against the exploitation of migrants,

Welcoming also the Declaration and Platform of Action of the Fourth World Conference on Women, held at Beijing from 4 to 15 September 1995, 8/ which recognized the vulnerability to violence and other forms of abuse of women migrants, including women migrant workers, whose legal status in the host country depends on employers who may exploit their situations,

Noting the large numbers of women from developing countries and from some countries with economies in transition who continue to venture forth to more affluent countries in search of a living for themselves and their families, as a consequence of poverty, unemployment and other socio-economic conditions, while acknowledging the primary duty of States to work for conditions that provide employment and security to their citizens,

Concerned by the continuing reports of grave abuses and acts of violence committed against the persons of women migrant workers by some employers in some host countries,

Encouraged by some measures adopted by some receiving countries to alleviate the plight of women migrant workers residing within their areas of jurisdiction,

Reiterating that acts of violence directed against women impair or nullify their enjoyment of their human rights and fundamental freedoms,

---

5/ A/CONF.157/24 (Part I), chap. III.

6/ A/CONF.171/13, chap. I, resolution 1, annex.

7/ A/CONF.166/9, chap. I, resolution 1.

8/ Report of the Fourth World Conference on Women, Beijing, 4-15 September 1995 (A/CONF.177/20), chap. I, resolution 1.

1. Determines to prevent and eliminate all forms of violence against women and girls;

2. Calls upon States Members of the United Nations to adopt measures for the effective implementation of the Declaration on the Elimination of Violence against Women, 9/ including applying them to women migrant workers, as well as all relevant measures emanating from recent world conferences;

3. Encourages Member States to enact and/or reinforce penal, civil, labour and administrative sanctions in domestic legislation to punish and redress the wrongs done to women and girls who are subjected to any form of violence, whether in the home, the workplace, the community or society;

4. Also encourages Member States to adopt and/or implement and periodically to review and analyse legislation to ensure its effectiveness in eliminating violence against women, emphasizing the prevention of violence and the prosecution of offenders, and to take measures to ensure the protection of women subjected to violence and that they have access to just and effective remedies, including compensation and indemnification and healing of victims, and for the rehabilitation of perpetrators;

5. Reiterates the need for States concerned, specifically the sending and receiving States of women migrant workers, to conduct regular consultations for the purpose of identifying problem areas in promoting and protecting the rights of women migrant workers and ensuring health, legal and social services for them, adopting specific measures to address these problems, setting up, as necessary, linguistically and culturally accessible services and mechanisms to implement these measures and, in general, creating conditions that foster greater harmony and tolerance between women migrant workers and the rest of the society in which they reside;

6. Further encourages Member States to consider signing and ratifying or acceding to the International Convention on the Protection of the Rights of Migrant Workers and Members of Their Families, 10/ as well as the Slavery Convention of 1926;

7. Requests that the issue of violence against women migrant workers be included in the agenda of the inter-agency meeting that precedes the regular session of the Commission on the Status of Women;

8. Establishes an Expert Group, including the Special Rapporteur of the Commission on Human Rights on violence against women and under the advisory service programme of the Division for the Advancement of Women of the Secretariat, to submit recommendations for improving coordination of the various efforts of United Nations agencies on the issue of violence against women migrant workers, and to develop concrete indicators as a basis for determining

---

9/ Resolution 48/104.

10/ Resolution 45/158, annex.

the situation of women migrant workers, for submission to the General Assembly at its fifty-first session, through the Economic and Social Council;

9. Recommends to the United Nations High Commissioner for Human Rights, the Centre for Human Rights of the Secretariat and the Special Rapporteur, as well as all relevant bodies and programmes in the United Nations system, to include among the urgent issues in their respective agendas the issue of violence perpetrated against women migrant workers, and to submit reports thereon to the General Assembly;

10. Invites trade unions to support the realization of the rights of women migrant workers by assisting them in organizing themselves so as to enable them better to assert their rights;

11. Requests the Secretary-General to report to the General Assembly at its fifty-first session on the implementation of the present resolution, including on reports received from all authorities and bodies in the United Nations system, Member States, intergovernmental organizations and other concerned bodies.